

House Engrossed

State of Arizona
House of Representatives
Forty-sixth Legislature
First Regular Session
2003

CHAPTER 199

HOUSE BILL 2482

AN ACT

AMENDING SECTIONS 8-385.01 AND 13-4401.01, ARIZONA REVISED STATUTES; RELATING TO VICTIMS' RIGHTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 8-385.01, Arizona Revised Statutes, is amended to
3 read:

4 8-385.01. Victims' rights for neighborhood associations

5 A. A neighborhood association may register with the city, town or
6 county in which the neighborhood association is located to invoke the rights
7 that are afforded pursuant to this article. The city, town or county shall
8 establish procedures for the registration of neighborhood associations
9 pursuant to this section. The procedures shall require the neighborhood
10 association to provide to the city, town or county the name and telephone
11 number of one person who shall act on behalf of the neighborhood association
12 and who may receive notice or invoke rights pursuant to this section. The
13 neighborhood association shall notify the city, town or county of any changes
14 to this information. If the neighborhood association fails to keep this
15 information current, the neighborhood association is deemed to have waived
16 its rights under this section.

17 B. Notwithstanding any law to the contrary, if a juvenile commits an
18 act that if committed by an adult would be a crime under section 13-1602,
19 SUBSECTION A, PARAGRAPH 5, SECTION 13-3102, SUBSECTION A, PARAGRAPH 9,
20 SECTION 13-3201 or 13-3204, section 13-3208, subsection B or section 13-3209,
21 13-3405, 13-3407, 13-3408, 13-3421 or 13-4702, a neighborhood association
22 that is registered with a city, town or county pursuant to subsection A of
23 this section may receive notice or may invoke rights pursuant to the
24 following sections:

25 1. Section 8-390.

26 2. Section 8-400.

27 3. Section 8-405.

28 C. Sections 8-407, 8-413 and 8-415 apply to all matters in which a
29 neighborhood association invokes rights under this section.

30 D. If the neighborhood association wishes to invoke victims' rights
31 for a crime as prescribed in subsection B of this section that resulted in
32 an arrest, the person who is registered with the city, town or county
33 pursuant to subsection A of this section shall contact the law enforcement
34 agency responsible for the arrest. The law enforcement agency shall fill out
35 the form prescribed by section 8-386. Thereafter the neighborhood
36 association, through the contact person, shall be afforded all of the rights
37 listed under subsection B of this section.

38 Sec. 2. Section 13-4401.01, Arizona Revised Statutes, is amended to
39 read:

40 13-4401.01. Victims' rights for neighborhood associations

41 A. A neighborhood association may register with the city, town or
42 county in which the neighborhood association is located to invoke the rights
43 that are afforded pursuant to this article. The city, town or county shall
44 establish procedures for the registration of neighborhood associations
45 pursuant to this section. The procedures shall require the neighborhood

1 association to provide to the city, town or county the name and telephone
2 number of one person who shall act on behalf of the neighborhood association
3 and who may receive notice or invoke rights pursuant to this section. The
4 neighborhood association shall notify the city, town or county of any changes
5 to this information. If the neighborhood association fails to keep this
6 information current, the neighborhood association is deemed to have waived
7 its rights under this section.

8 B. Notwithstanding any law to the contrary, if a person commits an act
9 in violation of section 13-1602, SUBSECTION A, PARAGRAPH 5, SECTION 13-3102,
10 SUBSECTION A, PARAGRAPH 9, SECTION 13-3201 or 13-3204, section 13-3208,
11 subsection B or section 13-3209, 13-3405, 13-3407, 13-3408, 13-3409, 13-3421
12 or 13-4702, a neighborhood association that is registered with a city, town
13 or county pursuant to subsection A of this section may receive notice or may
14 invoke rights pursuant to the following sections:

15 1. Section 13-4409.

16 2. Section 13-4420.

17 3. Section 13-4426.

18 C. Sections 13-4428, 13-4434 and 13-4436 apply to all matters in which
19 a neighborhood association invokes rights under this section.

20 D. If the neighborhood association wishes to invoke victims' rights
21 for a crime as prescribed in subsection B of this section that resulted in
22 an arrest, the person who is registered with the city, town or county
23 pursuant to subsection A of this section shall contact the law enforcement
24 agency responsible for the arrest. The law enforcement agency shall fill out
25 the form prescribed by section 13-4405. Thereafter the neighborhood
26 association, through the contact person, shall be afforded all of the rights
27 listed under subsection B of this section.

APPROVED BY THE GOVERNOR MAY 12, 2003.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 13, 2003.

Passed the House March 12, 2003,

by the following vote: 45 Ayes,

12 Nays, 3 Not Voting

John H. Flake
Speaker of the House

Norman L. Moore
Chief Clerk of the House

Passed the Senate May 5, 2003,

by the following vote: 26 Ayes,

3 Nays, 1 Not Voting

Ken Bennett
President of the Senate

Charmine Billington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

6 day of May, 2003.

at 12:00 o'clock P. M.

Sandra Camire
Secretary to the Governor

Approved this 12 day of

May, 2003,

at 9:10 o'clock A. M.

Jan Brewer
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 13 day of May, 2003,

at 4:03 o'clock P. M.

Janice L. Brewer
Secretary of State

H.B. 2482